IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 4341 of 2004

Between:

K.Ranga Rao, S/o.Seshaiah,
R/o.Qrtr.No.C-19, NVR Coop.Sugar Employees Colony,
Guntur Dist.

..... PETITIONER

AND

The N.V.R.Co-op.Sugar Factory Ltd.,
Jampani, Vemur Mandal,Guntur Dist.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus, declaring the action of the respondent herein in retiring the petitioner herein on reaching of 58 years as illegal, arbitrary and consequently direct the respondent herein to continue the petitioner herein in service upto 60 years with all consequential benefits..

Counsel for the Petitioner: MR.T.V.S.KUMAR

Counsel for the Respondent: MR.S.V.BHATT

The Court made the following :

ORDER

Heard Mr.T.V.S.Kumar, learned counsel appearing on behalf of the petitioner

and also Mr.S.V.Bhat, learned counsel appearing on behalf of the respondent and at their request, the main Writ Petition itself is taken up for disposal.

After making submissions, the learned counsel appearing on either side submit that the question involved is squarely covered by a decision of this Court reported in ***Etikoppakka Co-operative Agricultural and Industrial Society Ltd., v K.Sanyasi and others*** .

Following the same, the Writ petition is accordingly dismissed, However, if the petitioner has any grievance with regard to his entitlement, he shall be at liberty to file proper application before the respondent and on filing of such application, the same shall be considered and disposed of on merits in accordance with law after giving notice and opportunity to the petitioner. No costs.

04-04-2005

Note: Issue CC in one week

B/o

Hsd

Asst. Registrar

To

1.The N.V.R.Co-op.Sugar Factory Ltd.,
Jampani, Vemur Mandal,Guntur Dist.

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